Appl. No.: 10/531,437

Response Dated: November 17, 2006

Page 1 of 3

11/20/06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/531.437

Applicant

Kazuaki Takamori, et al.

Filed

April 14, 2005

Title

PORTABLE TYPE ELECTRONIC APPARATUS

Customer No. :

000,116

Docket No.

38131

.....

Mail Stop PCT
Commissioner for Patents
Office of PCT Legal Administration

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION TO ACCEPT AN OATH OR DECLARATION UNDER RULE 1.47(a)

Dear Sir:

This petition to accept an oath or declaration under Rule 1.47(a) is filed in response to the Office of PCT Legal Administration's Attorney Advisor's DECISION ON PETITION, which was mailed on July 20, 2006. The DECISION ON PETITION afforded the applicant two months to respond, and indicated that extensions of time under 37 CFR 1.136(a) were available. A prematurely issued NOTIFICATION OF ABANDONMENT was improperly mailed on November 7, 2006. Applicants respectfully request that the NOTIFICATION OF ABANDONMENT be withdrawn.

The two month period for responding to the DECISION ON PETITION expired on September 20, 2006. Applicants respectfully request and petition that the response date be extended for two months, up to and including November 20, 2006.

In addition to this petition under Rule 1.47(a), enclosed is an amendment requesting correction of inventorship under Rule 1.48(b).

Enclosed is a check for \$780 to cover the \$200 fee for a Rule 1.47(a) petition, the \$450 fee for a two month extension of time, and the \$130 fee for an amendment to correct inventorship under Rule 1.48(b). If there are any further fees resulting from this communication not covered by the enclosed check, please charge the same to Deposit Account No. 16-0820, Order No. 38131.1 11/24/2006 GFREY1 00000073 10531437

Remarks begin on page 2.

A4 FD-4463

200.00 OP 450.00 OP 130.00 OP

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, VA 22313-1450. on the date indicated below.

Brad C. Spencer

Name of Attorney for Applicant(s)

November 17, 2006

Signature of Attorney / Date

Appl. No.: 10/531,437

Response Dated: November 17, 2006

Page 2 of 3

REMARKS

Applicants request and petition under Rule 1.47(a) to accept the enclosed Declaration and Power of Attorney document executed by eight of the nine joint inventors, Kazuaki Takamori, Noriyoshi Sato, Kazunori Sato, Takeshi Sato, Satoshi Kosugi, Kenichi Nishikawa, Teruo Nanmoku, and Hidehiro Yanagibashi, on behalf of themselves and on behalf of the unavailable inventor, Muneoki Kamata.

The attached DECLARATION OF HIROKI SATO (hereinafter, "the Sato Declaration") and documents "A"-"D", "E1", "E2" and "F"-"I" circled provide proof of pertinent facts that, after diligent effort, inventor Muneoki Kamata could not be found or reached.

The last known address of inventor Muneoki Kamata is Maison YK-103, 533, Daimuracho, Midori-ku, Yokohama-shi, Kanagawa 226-0014, Japan. See the Sato Declaration at paragraph 1. No other address is known at which inventor Muneoki Kamata may be reached.

Hiroki Sato mailed two packages to inventor Muneoki Kamata at his last known address via Japan Post. The first package was mailed on October 10, 2006 and contained a copy of the above-referenced patent application and a Declaration and Power of Attorney Document. A copy of the front of the October 10 mailing is attached at document "C" circled and an English translation is provided at document "H" circled. See the Sato Declaration at paragraphs 2-3.

The second package was mailed the following day, on October 11, 2006, and contained a letter to inventor Muneoki Kamata requesting that he execute the Declaration and Power of Attorney Document that was sent in a separate mailing. A copy of the front and back of the October 11 mailing are attached at documents "A" and "B" circled, respectively, and English translations are provided at document "H" circled. A copy of the letter that was sent on October 11 and its English translation are provided at documents "D" and "I" circled, respectively. See the Sato Declaration at paragraphs 4-7.

As can be seen in the translation of the October 11 letter, inventor Muneoki Kamata has retired from Panasonic Mobile Communications Co., Ltd, which is owned by the assignee of the above-identified application (i.e., Matsushita Electric Industrial Co., Ltd.) The last known address of inventor Muneoki Kamata is the contact address that he provided with respect to his retirement.

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Response Dated: November 17, 2006

Page 3 of 3

On October 13, 2006, both the October 10 and October 11 mailings were returned to Hiroki Sato by Japan Post as undeliverable, because the mailing address was unknown. See the Sato Declaration at paragraphs 8 and 10. As can be seen in document "H" circled, the front of the mailings were marked to indicate that the address does not exist. Further evidence that the October 10 and 11 mailings were returned as undeliverable is provided at documents "E1" and "E2" circled, which show package tracking information via a website operated by Japan Post. Document "E1" circled provides tracking information for the October 10 mailing and document "E2" circled provides tracking information for the October 11 mailing. See the Sato Declaration at paragraphs 9 and 11.

After the October 10 and 11 mailings were returned as undeliverable, Hiroki Sato conducted a Google search on October 25, 2006, using inventor Muneoki Kamata's name, in an effort to locate Kamata's whereabouts. The Google search did not yield any further information about inventor Muneoki Kamata's whereabouts. Copies of the Google search results are attached at documents "F" and "G" circled.

As can be seen from the discussion above, inventor Muneoki Kamata cannot be found or reached after diligent effort. Accordingly, applicants request and petition under Rule 1.47(a) to accept the enclosed Declaration and Power of Attorney document executed by eight of the nine joint inventors, Kazuaki Takamori, Noriyoshi Sato, Kazunori Sato, Takeshi Sato, Satoshi Kosugi, Kenichi Nishikawa, Teruo Nanmoku, and Hidehiro Yanagibashi, on behalf of themselves and on behalf of the unavailable inventor, Muneoki Kamata.

Respectfully submitted,
PEARNE & GORDON LLP

Rv.

Brad C. Spencer, Reg. No. 57,076

1801 East 9th Street Suite 1200 Cleveland, OH 44114-3108 (216) 579-1700

November 17, 2006

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION

[]5	Submitted with Initial Filing	[X] Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required)
Atto	orney Docket No.: 38131	Application Number: 10/531,437
Firs	t Named Inventor: <u>Kazuaki Takamori</u>	Filing Date: April 14, 2005
•		Group Art Unit:
		Examiner Name:
As a	ı below named inventor, I hereby declare t	hat:
Муг	esidence, post office address, and citizenship are a	s stated below next to my name.
I beli origi	ieve I am the original, first and sole inventor (if on nal, first and joint inventor (if plural names are listed timed and for which a patent is sought on the inven-	ly one name is listed below) or an
	PORTABLE TYPE ELECTRONIC	APPARATUS
the sp	pecification of which (check only one item below)	· ·
[]	is attached hereto,	
OR	•	·
[X]	was filed on (MM/DD/YYYY) 10/15/2003 as U or PCT International Application Number PCT/J on (MM/DD/YYYY) (if applicable).	Jnited States Application Number P 03/13201 and was amended
I here specifiabove.	by state that I have reviewed and understand the ication, including the claims, as amended by any an	contents of the above-identified nendment specifically referred to
I ackno	owledge the duty to disclose information which is m CFR 1.56.	naterial to patentability as defined

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d), or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Country	Prior Foreign <u>Application Number(s)</u>	Foreign Filing Date (MM/DD/YYYY)	Priority Claimed?
JP	2002-300686	10/15/2002	YES
JP	2002-300687	10/15/2002	YES

As a named inventor, I hereby appoint practitioners at Customer No. 000116 as my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all correspondence to Customer Number 000116.

Please direct all correspondence and inquiries to <u>Jeffrey J. Sopko</u> at (216) 579-1700.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1)	inventor Name (sole or joint): <u>Kazuaki Takamori</u>
	Signature: Kaznaki Jakam ori
	Date: 0cf. 2, 2006
	Citizenship: Japan
	Residence (City, State, Country): Setagaya-ku, Tokyo, Japan
	Post Office Address: 4-7-18, Daita, Setagaya-ku, Tokyo 155-0033, Japan
(2)	Inventor Name (sole or joint): Norivoshi Sato Signature: Norivoshi Sato Date: 2 2006
	Citizenship: Japan
	Residence (City, State, Country): Yokohama-shi, Kanagawa, Japan
	Post Office Address: 133-6, Shinyoshida-cho, Kohoku-ku,
	Yokohama-shi, Kanagawa 223-0056 Japan

/1\

Signature: Kayanari Sato Date: Sep. 14, 2006 Citizenship: Japan Residence (City, State, Country): Yokohama-shi, Kanagawa, Japan
Citizenship: <u>Japan</u> Residence (City, State, Country): <u>Yokohama-shi, Kanagawa, Japan</u>
Residence (City, State, Country): Yokohama-shi, Kanagawa, Japan
Post Office Address: 5-21-30-207, Tsunashimanishi, Kohoku-ku
Yokohama-shi, Kanagawa 223-0053 Japan
Inventor Name (sole or joint): <u>Takeshi Sato</u>
Signature: Jakeshi Sato
Date:Sep. 14, 2006
Citizenship: <u>Japan</u>
Residence (City, State, Country): Yokohama-shi, Kanagawa, Japan
Post Office Address: 1-6-204, Myojindai, Hodogaya-ku
Yokohama-shi, Kanagawa 240-0007 Japan
Signature: Satoshi Kosugi
Date:
Citizenship: Japan
Residence (City, State, Country): Yokohama-shi, Kanagawa, Japan
ost Office Address: 3-18-9-201, Edahigashi, Tsuzuki-ku
Yokohama-shi, Kanagawa 224-0006 Japan
inventor Name (sole or joint): Kenichi Nishikawa
Signature: Kenichi Neshiforwa
Date:
Citizenship: Japan
Residence (City, State, Country): Yokohama-shi, Kanagawa, Japan
ost Office Address: 4-23-20, Rokkakubashi, Kanagawa-ku,
Yokohama-shi, Kanagawa 221-0802, Japan

	Inventor Name (sole or joint): Teruo Nanmoku
	Signature: Jerus hanmofen.
	Date:Sep. 19. 2006
	Citizenship: <u>Japan</u>
	Residence (City, State, Country): Naka-gun, Kanagawa, Japan
	Post Office Address: 1522-68, Yamanishi, Ninomiyamachi,
	Naka-gun, Kanagawa 259-0124, Japan
	Inventor Name (sole or joint): Muneoki Kamata
	Signature:
	Date:
	Citizenship: <u>Japan</u>
	Residence (City, State, Country): Yokohama-shi, Kanagawa, Japan
	Post Office Address: 533-103, Daimuracho, Midori-ku,
	Yokohama-shi, Kanagawa 226-0014, Japan
	Inventor Name (sole or joint): Hidehiro Yanagibashi
	Signature: <u>Hidehiro Janagibashi</u>
	Date: Sep. 14. 2006
	Citizenship: <u>Japan</u>
	Residence (City, State, Country): Kawasaki-shi, Kanagawa, Japan
	Post Office Address: 95-1-516, Kitayacho, Nakahara-ku, Kawasaki-shi,
-	Kanagawa 211-0015, Japan
-	italiagawa 211-0015, Japan

Application No.: 10/531,437 Declaration of: Mr. Hiroki Sato

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

: 10/531,437

Applicant

Kazuaki Takamori et al.

Filed

April 14, 2005

Tille

PORTABLE TYPE ELECTRONIC APPARATUS

Int'l. Application No. : Int'l. Filing Date :

PCT/JP03/13201 October 15, 2003

Conf. No.

TBD

TC/A.U.

TBD

Examiner

TBD

Customer No.

000,116

Docket No.

38131

Mail Stop PCT
Commissioner for Patents
Office of PCT Legal Administration
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF BIROKI SATO

Sir:

- I, Hiroki Sato, hereby declare that:
- 1. The last known address of Mr. Muneoki Kamata is Maison YK-103, 533, Daimuracho, Midori-ku, Yokohama-shi, Kanagawa 226-0014, Japan.
- On October, 10, 2006, I sent, via Japan Post under the tracking number 64330279624, a package to Mr. Muneoki Kamata at his last known address containing a complete copy of the above-referenced patent application and a Declaration and Power of Attorney Document.
- A copy of the front of the October 10, 2006 mailing is attached and labeled as document "C" circled. An English translation is provided on attached document "H" circled.

Application No.: 10/531,437 Declaration of: Mr. Hiroki Sato

- 4. On October 11, 2006, I sent, via Japan Post under the tracking number 13710181516, a letter to Mr. Muncoki Kamata at his last known address requesting that he execute the Declaration and Power of Attorney Document that was sent in a separate mailing.
- 5. A copy of the front of the October 11, 2006 mailing is attached and labeled as document "A" circled. An English translation is provided on attached document "H" circled.
- 6. A copy of the back of the October 11, 2006 mailing is attached and labeled as document "B" circled. An English translation is provided on attached document "H" circled.
- 7. A copy of the letter that I sent to Mr. Muneoki Kamata on October 11, 2006 is attached and labeled as document "D" circled. An English translation is provided on attached document "T" circled.
- 8. The package that I sent to Mr. Muneoki Kamata on October 10, 2006 was returned to me on October 13, 2006 by Japan Post as undeliverable because the mailing address was unknown.
- 9. A copy of the tracking information for the package of October 10, 2006, with English translations, is attached and labeled as document "E1" circled. The tracking information was provided on a website operated by Japan Post.
- 10. The letter that I sent to Mr. Muneoki Kamata on October 11, 2006 was returned to me by Japan Post on October 13, 2006 as undeliverable because the mailing address was unknown.
- 11. A copy of the tracking information for the letter of October 11, 2006, with English translations, is attached and labeled as document "E2" circled. The tracking information was provided on a website operated by Japan Post.
- 12. I conducted a Google search on October 25, 2006 using Mr. Muneoki Kaniata's name in

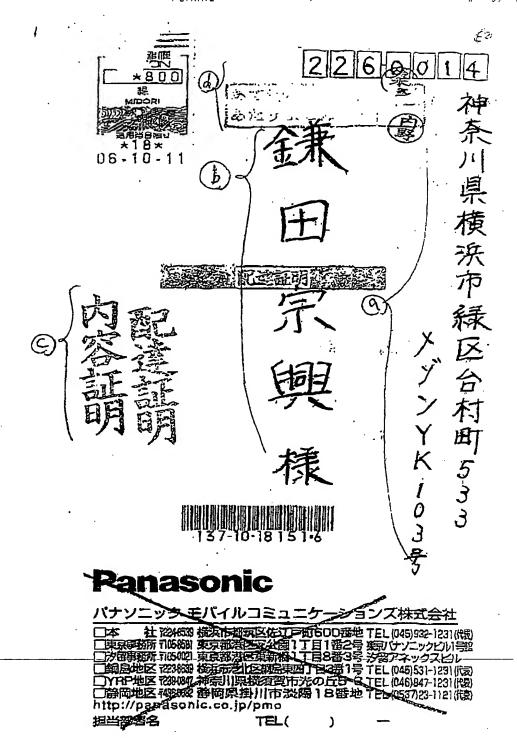
Application No.: 10/531,437 Declaration of: Mr. Hiroki Sato

an effort to locate his whereabouts, however, the search did not yield any further information.

13. Copies of the Google search results of October 25, 2006 are attached and labeled as documents "F" and "G" circled.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful statements may jeopardize the validity of the present application or any patent issued thereon.

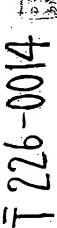
Hiroki Sato
Hiroki Sato

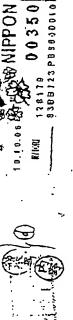




知的財産権センター 担当 佐藤 浩輝パナソニックモバイルコミュニケーションス株式会社神奈川県横浜市郡筑区佐江戸町600番地







(5)

TEL (045)832-1231(代表) JEL (046)531-1231(代表) TEL (046)847-1231(代表) TEL (063元23-1(2)(代表) 3.始浜市都県区佐江戸町600番地 9.接浜市港北区路路東四丁目3番1号 7. 特奈川県横須賀市光の丘6-3 2. 前四県 担川市 数隔 1.8.番 数 日本 日報事修及 日YRP地区

JF 9

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平成18年10月11日

神安川県微浜市都銀区佐江戸町600番地
パナソニック モバイルコミュニケーションズ株式会社
知的財産権センター 担当 佐藤 浩麻

連 格 書

1815) この部便物は平成18 年10 月11 日第 内容証明新便均として差し出したことを証明

经郵便总量



TOTAL PROPERTY CHANGE

2006/10/13 13:49



營留検索結果 詳細·

- scarch roughly of a registered mail in detail

OCENTARIO (配達配銀郵便) です 17-10 (domination is 6433=177624 detent store name of post office 大<u>牌</u> 鄭便周名 伏篮 **県名等** prefecture name 発生日 如便番号 الماما をからい 10月10日 引要-received **争**奈川県 226-8799 17:15 10月11日7:02 midoci 神奈川梁 225-8799 return to sender 神奈川県 - keepirg 10月11日 保管 226-8799 神奈川泉 差出人に返送 あて所が不明のため 10月12日 226-8799 beautil the address 机筑 10月13日 7:21 神奈川泉 To wake 224-8799 **延出人に返送済** 致境 10月13日 神奈川県 224-8799 10:39 returned to 13484KI the sender 部便局を割べる. TOP

引き級き追跡番号検索を行う場合は、検索対象となる郵便物に該 当する選択ボタンをクリックしてください。

郵便物	検架対象	選択ボタン
小包等	ゆうバック EXPACK ポスパケット	個別番号模架 運統署号校泰
書留	一数書館 現金書留 商易書留 配強記録	個別世份政党
翌朝10時	翌朝10時郵便	他別番号検緊
EMS	EMS 国際航空小包	個別苦母核第一通続留号校果

- -・ゴルフ・空港小包、冊子小包は「小包 等」で検索します。
- 国際航空小包(試験接続中)は「EMS」で検索します。 ※現在、一部の回・地域と国際航空小包について試験機続中です。
- 代金引換については、小包の場合は「小包等」で、それ以外は「害留」で検索します。 ※配達又は空口交付の時間により、引換金を当日中に送金することができない場合があります。

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- season result of a negistered mail

in detail

The searched number is 13 01-181516 検索した番号は13710181516 occustore (general muzi) 殺者留)です dose or state some of post offer 状態 詳細 **県名等** 発生日 和便茶! postade 10月11日 9:14 引受一TOOUT MARTI 异爪袋幹 226-8799 prefectil 10月11日 到沿一比ouled てっ 神奈川堡 10:09 226-8799 18月12日 **盗出人仁返送** で所が不明のため 神奈川泉 226-8799 10月13日 DUR, the address widd 195 5:35 神奈川県 Truptano. 226-8799 10月13日 7:21 **2100** 到浴— reciled 224-8799 差出人に逐送済 10月13日 都須 Truzenti 224-8799 remined to the jorder

郵便局を買べる

引き続き追跡番号検索を行う場合は、検索対象となる部便物に終当する選択ポタンをクリックしてください。

TOP

郵便物	検索対象	選択ボタン
小包等	ゆうパック EXPACK ポスパケット	個別番号検索
· 容留	一般害留 現金實留 簡易書館 配達記録	(個別都各技家)
翌朝10時	翌朝10時郵便	個別哲學檢閱 建颖番母模類
ems	EUS 國際航空小包	

- 青留小包、スキー・ゴルフ・空港小包、冊子小包は「小包 等」で検索します。
- 国際航空小包(試験接続中)は「EMS」で検索します。 ※現在、一冊の図・地域と四際航空小包について試験接続中です。
- 代金引換については、小包の場合は「小包等」で、それ以外は「書留」で検索します。 ※配定又は窓口交付の時間により、引換金を当日中に送金することがで きない場合があります。

tracking post japanpost jp/service/singleSearch do?org.apache.struts.taglib.html.TOKEN=... 2006/10/13

爾口尔與 ~ UDONE 你深

SHEDINGS COORIE ASI

ソノヘーン



ログイン

Google ホームへ

ウェブ イメージ ニュース マップ グループ デスクトップ more » |対田宗

| 対田宗

| ロープ 全体 から 快声 | R 日 まで の し ご からか

☞ ウェブ全体から検索 ❸ 日本語のページを検索

ウェブ

鎌田宗興 の検索結果 約 5 件中 1-3 件目 (0.24 秒)

5 結果 がコンピュータに保存されました - 非表示 - 概要

MEMBER - 原 純子 24-7 土手 互悟 24-11 西村 英士 24-12 後藤 智 ご共願に変更の件 - 健 様 · 小杉 和司様・西川 健一様・南木 照男様

MEMBER

24-7 土手 其佰. 24-11 西村 英士. 24-12 後藤 智之. 24-21 鎌田 宗與 24-33 矢木 博. 24-42 横山 裕. 24-77 松本 浩明. 24-101 松栗 稔. 24-111 松尾 賢治. 24-164 小官 克典. 24-555 山田 S.C.

home4.highway.ne.jp/windjam/member.html - 3k - キャンシュ - 関連ページ

'96 Novice Cup in June Result

37. セガ・エンタープライゼス, 24-21, 鎌田 宗興, 男, 44, 44, 88. 37, セガ・エンタープライゼス, 24-23, 矢木博, 男, 44, 44, 88. 37, セガ・エンタープライゼス, 24-101, 松葉 稔, 男, 44, 44, 88. 37, セガ・エンタープライゼス, 24-101, 松葉 稔, 男, 44, 44, 88. 37, セガ・エンタープライゼス, 24-146, 小管 克典, 男, 44, 44, 88 ...

Jcba-hp-s.hp.infoseek.co.jp/result/result96/result07.html - 19k - キャッシュ - 関連ベージ

School member list [5/17]

生徒氏名、所属、G-5検定、池 辛子、ニコン、合格、中川 健介、富士重工、河内 則明、リコー、河内 奉子、リコー、中島 百代、リコー、鎌田 宗興、セガ、小菅 克典、セガ、後藤 智之、セガ、皇伏 美希、検河電機 …

jcba-hp-s.hp.infoseek.co.jp/result/result97/school-may/list.html - 9k - 補足結果 - キャッシュ - 関連ページ

[他_icba-hp-s.hp.infoseek.co.lp内のベージ]

級も的確な結果を表示するために、上の3件と似たページは除かれています。 検索結果をすべて表示するには、<u>ここから再検索してください</u>。

鎌田泰興

MEGGGG BANK

級リ込み検索 【温器ツール】ヘルブ

Google ホーム - 広告提載 - ビジネスソリューション - Google について

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http://www.google.co.jp/search?sourceid=navclient&aq=t&hl=jp&ie=UTF-8&rlz=1T. 2006/10/25

旦グイン

蹴出示獎 住所~Google 模架



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- a) MaisonYK-103, 533, Daimuracho, Widori-ku, Yokohama-shi, Kanagawa 226-0014, Japan
- b) Mr. Munecki Kamata
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- d) this address is not exist seals; Suzuki, Uchino

Document B

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Document C

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From: Hiroki Sato

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Thank you for your kind cooperation to our activity of IPR during you were in office. We are now handling a proceeding of a U.S. patent application based on a Japanese patent application in which you are one of the inventors. In the proceeding of the U.S. patent application, it is required a Declaration and Power of Attorney for the U.S. patent application executed by the inventors under the low. Therefore, we send a copy of the U.S. patent application and the Declaration and Power of Attorney to your contact address you informed us beforehand although you had already retired from our company. However, your contact address at retirement may be different from your current contact address. If the above address is not your current address, please kindly let us know your current contact address (we encloses an envelop for reply to a separate mail). We encloses the documents to be executed by you at the separate mail.

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